

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

PATRICIA KAMMEYER, et al. : Case No. C-1-01-649
Plaintiffs : Spiegel, J.
vs. : Black, M.J.
CITY OF SHARONVILLE, et al. : PLAINTIFFS' MOTION TO FILE
Defendants : UNDER SEAL THEIR
MEMORANDUM IN
TO QUASH FILED BY NON-
PARTIES MIKE ALLEN, JOHN
JAY AND TERRY GAINES

Granted 10/19/04
[Signature]
U.S.D.

Plaintiffs respectfully request that their memorandum in opposition to the motion to quash filed by non-parties Mike Allen, John Jay, and Terry Gaines be accepted by the court for filing under seal. A hard copy of plaintiff's memorandum has been delivered the court contemporaneous to the electronic filing of this motion. Plaintiffs request their memorandum be accepted for filing under seal upon the granting of this motion.

MEMORANDUM

This case deals with an open murder investigation. See Orders holding the investigation confidential, Doc. 40, 64, 79. The memorandum in opposition being filed by the plaintiffs references sealed, confidential material related to the open investigation. The use of the sealed material should be done in a manner consistent with those orders. Sealing plaintiffs' memorandum is therefore appropriate.

Respectfully submitted,

s/ Alphonse A. Gerhardstein
Alphonse A. Gerhardstein # 0032053
Trial Attorney for Plaintiffs

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